

RESOLUTION NO. 75479

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE DECLARING ITS INTENT TO APPROVE A GRANT OF FRANCHISE TO WICKLAND PIPELINES, LLC FOR THE PURPOSE OF TRANSMITTING AND DISTRIBUTING PETROLEUM PRODUCTS THROUGH PIPELINES UNDER, ALONG AND ACROSS THE PUBLIC RIGHT-OF-WAY WITHIN THE CITY OF SAN JOSE

WHEREAS, Wickland Pipelines, LLC has requested approval of a nonexclusive franchise for conveyance of petroleum products, including jet fuel and other oil-related products, under, along and across the public right-of-way within the City of San José, to construct and operate a two-mile long jet fuel pipeline connecting San José Kinder Morgan Products Terminal to the new fuel farm at San José International Airport;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

1. Pursuant to City Charter Article XIII, Sections 1300 *et seq.*, and the Franchise Act of 1937 (California Public Utilities Code Section 6201, *et seq.*), the Council of the City of San José hereby declares its intent to adopt an ordinance approving the grant of a franchise to Wickland Pipelines, LLC for a pipeline system for the transmission of petroleum products through pipelines under, along and across the public right-of-way within the City of San José.
2. In accordance with the provisions of the City Charter, Article XIII, Sections 1300 *et seq.*, and the Franchise Act of 1937 (California Public Utilities Code Section 6201, *et seq.*), the Council hereby declares that it will conduct a hearing on Tuesday, August 3, 2010, at 1:30 p.m. in the City Council chambers located at

200 E. Santa Clara Street, San José, California, to hear any objections to the granting of the franchise to Wickland Pipelines, LLC.

3. The City Clerk is hereby directed and authorized to give notice of the matters contained in this Resolution by publication at least once within fifteen (15) days after the adoption of this Resolution in a newspaper of general circulation within the City.

ADOPTED this 22nd day of June, 2010, by the following vote:

AYES: CHIRCO, CHU, HERRERA, KALRA, LICCARDO,
NGUYEN, OLIVERIO, PYLE; REED.

NOES: NONE.

ABSENT: CAMPOS, CONSTANT.

DISQUALIFIED: NONE.

ATTEST



LEE PRICE, MMC
City Clerk



CHUCK REED
Mayor